

Suffolk &c. At his Majesty's Superior Court of Judicature, Court
of Assize, & General Goal Delivery, begun & held at Boston,
within the County of Suffolk, on the second Tuesday
of March, in the tenth Year of the Reign of George the
Third, by the Grace of God, of Great Britain, France &
Ireland King, Defender of the Faith &c.

The Jurors for the said Lord the King upon their Oath present
that Thomas Preston Esq^r William Wemms Labourer, James
Hartegen Labourer William Mc Cauley Labourer Hugh White
Labourer, Matthew Killroy Labourer, William Warren Labourer,
John Carroll Labourer, & Hugh Montgomery Labourer all now
resident in Boston in the County of Suffolk, not having the Fear
of God before their Eyes, but being moved & seduced by the Insitigation
of the Devil, and their own wicked Hearts, did on the fifth Day
of this Instant March, at Boston aforesaid, within the
County aforesaid, with Force & Arms, feloniously, wilfully & of
their Malice aforethought, assault one Samuel Gray then &
there being in the peace of God & of the said Lord the King, and
that the said James Hartegen, a certain hand Gun, ^{of the Value of ten Shillings} charged
& loaded with Gun-powder & a leaden Bullet, which he the
said James Hartegen then there had & held in both his hands,
at & against the Head of him the said Samuel Gray, did then &
there, feloniously, wilfully & of his Malice aforethought, shoot
off & discharge; by means whereof he the said James Hartegen
feloniously, wilfully & of his Malice aforethought, did then & there
give unto him the said Samuel Gray, with the leaden Bullet
aforesaid, so as aforesaid shot off & discharged out of the Gun
aforesaid, by Force of the Gun-powder aforesaid, in & upon
the Head of him the said Samuel Gray, one mortal Wound,
penetrating the Brain of him the said Samuel Gray; of which
said mortal Wound, the said Samuel Gray then & there instantly
died; and that the aforesaid Thomas Preston, William Wemms,
William Mc Cauley, Hugh White, Matthew Killroy, William
Warren, John Carroll, & Hugh Montgomery, then & there,
feloniously, wilfully & of their Malice aforethought, were
present, aiding, helping, abetting, comforting, assisting &
maintaining the said James Hartegen to do & commit

the aforesaid Felony & Murder aforesaid. And so the Jurors
aforesaid, upon their Oath aforesaid do say that the S^d. Thomas
Preston, William Wrenn, James Hartegen, William
Mc Gauley, Hugh White, Matthew Killroy, William Warren,
John Carroll, & Hugh Montgomery, then & there, in Manner
& by the Means aforesaid, feloniously, wilfully & of their Malice
aforethought, did kill and murder the said Samuel Gray
against the Peace of the said Lord the King, his Crown &
Dignity.

J. W. C. G. Am. pro Dom: Reg:.

This is a true Bill
Wm Taylor

Augst Tern 1770. The said Thomas Preston, William Wemyss,
James Hartegan, William McCausley, Hugh White,
Matthew Hillroy, William Warren, John Carroll and
Hugh Montgomery. are all brought and set to the Barr
& arraigned, and upon their arraignment severally
plead not guilty, and for trial put themselves upon
God and the Country. att Sam^r Winthrop Cler

which is now to be
done by the 1st of October.